

# Order

**Michigan Supreme Court  
Lansing, Michigan**

November 29, 2005

Clifford W. Taylor,  
Chief Justice

128847

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

DAVID ALLEN,  
Plaintiff-Appellee,

v

SC: 128847  
COA: 258523  
WCAC: 03-000176

BALKEMA EXCAVATING, INC., EAGLE  
CLAIMS MANAGEMENT, L.L.C., AZO  
LANDFILL MANAGEMENT a/k/a BEST WAY  
DISPOSAL,  
Defendants-Appellants.

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On order of the Court, the application for leave to appeal the May 9, 2005 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



t1121

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 29, 2005

*Corbin R. Davis*

Clerk